

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

JASON D. ALSTON

PLAINTIFF

VS.

CIVIL ACTION NO. 4:16-cv-236-DMB-JMV

MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DEFENDANT

ORDER VACATING ORDER [48]

The Order [48] denying [44] Motion for Judgment as a Matter of Law is hereby VACATED. A report and recommendation for consideration by the district judge will be entered in its stead.

SO ORDERED, this the 1st day of June, 2017.

/s/ Jane M. Virden
UNITED STATES MAGISTRATE JUDGE